

**IN THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

<b>RICKY HARRIS, et al.,</b>	)	
	)	<b>Case No. 3:19-cv-00174</b>
<b>Plaintiffs(s),</b>	)	
<b>v.</b>	)	<b>District Court Judge Richardson</b>
	)	<b>Magistrate Judge Frensley</b>
	)	
<b>STATE OF TENNESSEE, et al.</b>	)	
	)	<b>JURY DEMAND</b>
<b>Defendant(s).</b>	)	

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**MOTION TO WITHDRAW ATTORNEY TRICIA HERZFELD  
AS COUNSEL FOR PLAINTIFF**

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Undersigned counsel respectfully moves this Court to permit her to withdraw as counsel in the above-captioned matter. As set forth below, there is good cause for this Motion:

1. This Court appointed Tricia Herzfeld to serve as counsel for Ricky Harris on December 4, 2023. (D.E. 154).
2. The Court ordered counsel to “determine the appropriateness of the pro se Plaintiff’s motions” and “may determine to refile the motions if appropriate.” (D.E. 153).
3. Ms. Herzfeld is unable to comply with the Court’s directives.
4. Over a zoom teleconference, Ms. Herzfeld told Mr. Harris that the Tennessee Rules of Professional Conduct require her to request withdrawal. These communications were memorialized in a letter sent to Mr. Harris on April 17, 2024 (Exhibit A).
5. Mr. Harris wishes to pursue this matter and requests that the Court appoint him new counsel.

Plaintiff's counsel respectfully requests that she be permitted to withdraw as counsel in this matter.

Dated: May 2, 2024

Respectfully submitted,

s/ Tricia R. Herzfeld  
Tricia R. Herzfeld (BPR #26014)  
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*Attorney for Plaintiff*

### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on May 2, 2024, a true and correct copy of the foregoing document was served upon the following:

Via Email  
JONATHAN SKRMETTI  
Attorney General and Reporter

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Via US Mail  
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/s/ Tricia Herzfeld  
Tricia Herzfeld